

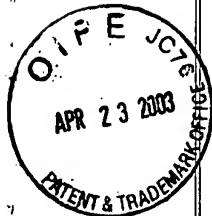
RECEIVED

APR 28 2003

TECH CENTER 1600/2900
PATENT

Customer No. 22,852

Attorney Docket No. 09065.0003-00000



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Hartmut STROBEL et al.)
Application No.: 10/073,160) Group Art Unit: 1626
Filed: February 13, 2002) Examiner: Kamal A. SAEED
For: ACYLATED INDANYL AMINES AND)
THEIR USE AS PHARMACEUTICALS)

Commissioner for Patents
Washington, DC 20231

Sir:

10/Election
w/traverse

Bet
5-2-03

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In reply to the Office Action dated March 19, 2003, the period of response which has been extended by the accompanying petition and fee, Applicants respectfully request reconsideration of this application in view of the following remarks.

REMARKS

In the Office Action, the Examiner requires restriction under 35 U.S.C. § 121 among the following Groups:

- Group I. Claims 1-6, 21, and 22, drawn to compounds of formula (I) and compositions;
- Group II. Claims 7-20, drawn to a method of use; and
- Group III. Claims 23, drawn to a method of preparing a compound.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com